IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 23RD JANUARY 2007 / 3RD MAGHA 1928

Bail Appl..No. 329 of 2007()

Crime No.16/07 of Changanachery Police Station

: PETITIONER/3RD ACCUSED.

MUTHUN, S/O.THOMAS, PUTHENPURAKKAL HOUSE
KOONAMTHANAMKARA, VAZHAPPALLY EAST VILLAGE,
CHANGANACHERRY, KOTTAYAM DISTICT.

BY ADV. SMT.DEEPTHI S.MENON

RESPONDENT: STATE.

THE STATE OF KERALA, REPRESENTED BY THE
SUB INSPECTOR OF POLICE, CHANGANACHERRY POLICE
STATION, THROUGH THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM, KOCHI 31.

BY PUBLIC PROSECUTOR SHRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 23/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.Ramkumar, J.

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B.A.No. 329 of 2007

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Dated this the 23rd day of January, 2007.

ORDER

Petitioner, who is the third accused in Crime No.16 of 2007 of Changanachery Police Station for an offence pupnishable under Section 395 I.P.C., seeks anticipatory bail.

2. The learned Public Prosecutor opposed the application.

3. The case of the prosecution is that on 6.1.2007 at about 4 p.m., A1 to A6 assaulted the de facto complainant in front of Anand Bar at Changanachery and robbed him of his gold chain worth 12 sovereigns and an international golden Quartz watch worth Rs.15,000/-. The petitioner would contend that he is a 19 year old youth.

4. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioner should not surrender before the Magistrate concerned and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate and files an application for

regular bail within two weeks from today, the same shall be considered and disposed of on merits preferably on the same date on which it is filed.

With this direction, this application is disposed of.

V.Ramkumar,
Judge.

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